



AN ORDINANCE
BY

[Handwritten signatures]

01-0-0342

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH METRICOM, INC., A DELAWARE CORPORATION, FOR THE PROVISION OF TELECOMMUNICATIONS SERVICES USING PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES

WHEREAS, Metricom, Inc., has entered into a franchise to provide telecommunications services on, under, over and through the public right-of-way of the City; and

WHEREAS, Metricom, Inc., has negotiated a franchise agreement with the City which provides such access and preserves the rights of the City until such time as a comprehensive ordinance is enacted;

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF ATLANTA GEORGIA HEREBY ORDAINS:

SECTION 1: That the Mayor be and is hereby authorized to execute a franchise agreement with Metricom, Inc., for use of the public right-of-way for telecommunications purposes.

SECTION 2: That such franchise agreement shall expire and terminate on March 31, 2003.

SECTION 3: That Metricom, Inc., shall pay **3% of gross revenues.**

SECTION 4: That the City Attorney shall prepare a franchise agreement document, which shall be approved by the city Attorney as to form.

SECTION 5: That said franchise agreement shall not be binding on the City until approved by the Mayor and delivered to Metricom, Inc.

OMC - Amendment Incorporated by tcp 3/28/01

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, OMC

ADOPTED as amended by the Council
APPROVED by the Mayor

MAR 19, 2001
MAR 27, 2001

RCS# 2738
3/19/01
4:50 PM

Atlanta City Council

Regular Session

MULTIPLE

Telecommunications Services Franchise
Agreements; Items 1 thru 20
ADOPT AS AMEND

01-0-0322
01-0-0323
01-0-0324
01-0-0325
01-0-0326
01-0-0327
01-0-0328
01-0-0329
01-0-0331
01-0-0332
01-0-0333
01-0-0334
01-0-0335
01-0-0336

01-0-0337
01-0-0338
01-0-0339
01-0-0340
01-0-0341
01-0-0342

YEAS: 11
NAYS: 2
ABSTENTIONS: 0
NOT VOTING: 2
EXCUSED: 0
ABSENT 1

| | | | |
|-----------|-----------|-----------|-------------|
| Y McCarty | Y Dorsey | NV Moore | Y Thomas |
| N Starnes | Y Woolard | Y Martin | Y Emmons |
| Y Bond | N Morris | Y Maddox | B Alexander |
| Y Winslow | Y Muller | Y Boazman | NV Pitts |

MULTIPLE

01-0-0342

(Do Not Write Above This Line)

AN ORDINANCE

BY *[Signature]*

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A FRANCHISE AGREEMENT WITH METRICOM, INC., A DELAWARE CORPORATION, FOR THE PROVISION OF TELECOMMUNICATIONS SERVICES USING PUBLIC RIGHT-OF-WAY; AND FOR OTHER PURPOSES.

1st Adoption & Referred
Final Adoption

ADOPTED BY

MAR 19 2001

COUNCIL

As Amended

- CONSENT REFER
- REGULAR REPORT REFER
- ADVERTISE & REFER
- 1st ADOPT 2nd READ & REFER
- PERSONAL PAPER REFER

Date Referred 2/19/01

Referred To: City Utilities

Date Referred 3/5/01

Referred To: City Utilities

Date Referred

Referred To:

First Reading

Committee _____
 Date _____
 Chair _____
 Referred to _____

Committee *City Utilities*
 Date *2-27-01*
 Chair *Clair Muller*
 Action: _____
 Fav. Adv. Hold (see rev. side) _____
 Other: *2nd Reading 1st Adoption*
 Members *NA*
 Refer To _____

Committee *City Utilities*
 Date *3-13-01*
 Chair *Clair Muller*
 Action: _____
 Fav. Adv. Hold (see rev. side) _____
 Other: *3rd Reading Final Adoption*
 Members *DeStanis NA*
 Refer To _____

FINAL COUNCIL ACTION
 2nd
 1st & 2nd
 3rd
 Readings
 Consent
 V Vote
 RC Vote

CERTIFIED

[Signature]
 MAR 19 2001
 ATLANTA CITY COUNCIL PRESIDENT
[Signature]

[Signature]
 MAR 27 2001
[Signature]

MAYOR'S ACTION

[Signature]
 MAR 27 2001
[Signature]